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4 **BEFORE THE PUBLIC DISCLOSURE COMMISSION**
5 **STATE OF WASHINGTON**

6
7 IN THE MATTER OF ENFORCEMENT
8 ACTION AGAINST:

NO. 98-405

FINAL ORDER

9 BOB R. HOLMAN, MAYOR,
10 BILL VERWOLF, ADMINISTRATOR,
11 CITY OF MONROE

12 Respondents.
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14 The Washington State Public Disclosure Commission (Commission) conducted an
15 enforcement hearing under chapters 34.05 and 42.17 RCW and chapter 390-37 WAC on May 23,
16 2000.

17 The Commission conducted the hearing to determine whether the Respondents violated
18 RCW 42.17.130 and to consider a penalty, if violations occurred.

19 The Commission held the hearing at Evergreen Plaza Building, Room 203, 711 Capitol
20 Way, Olympia, Washington. The Respondents appeared for the hearing through attorney Thom
21 Graafstra. Staff appeared for the hearing through Greg Brunson, Assistant Attorney General.

22 The Commission considered the Report of Investigation and the Statement of Charges.

23 The parties stipulated that the Report of Investigation contained accurate statements of
24 fact and incorporated the Report of Investigation into its written stipulation. The parties agreed
25 that the stipulated facts constitute two violations of RCW 42.17.130.
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1 Based on this record, THE COMMISSION ACCEPTS THE STIPULATED FACTS
2 AND VIOLATIONS AND ORDERS that the stipulated facts constitute two violations of RCW
3 42.17.130.

4 THE COMMISSION FURTHER ORDERS respondent Holman to reimburse the City of
5 Monroe \$1,508.21 with non-public funds by June 30, 2000, and imposes on respondent Holman a
6 civil penalty of \$2,500, payment of which may not be made with public funds. The Commission
7 suspends \$1,508.21 of this penalty on the condition that the respondent: 1) in his capacity as
8 Mayor of the City of Monroe, does not violate a provision of chapter 42.17 RCW for a period of
9 two years from the date of this order; 2) reimburses the City of Monroe \$1,508.21 using non-
10 public funds by June 30, 2000; and 3) pays the \$991.79 non-suspended portion of the penalty to
11 the Commission using non-public funds by June 30, 2000.

12 THE COMMISSION FURTHER ORDERS that the charges against respondent Verwolf
13 be dismissed.

14 Any party may ask the Commission to reconsider this final order. Parties must place their
15 requests for reconsideration in writing, include the specific grounds or reasons for the request,
16 and deliver the request to the Public Disclosure Commission Office within 10 days of the date that
17 the Commission serves this order upon the party.

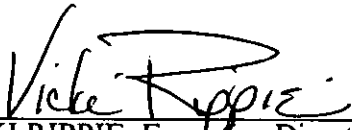
18 Under RCW 42.17.395(5), a final order issued by the Public Disclosure Commission is
19 subject to judicial review under the Administrative Procedures Act, chapter 34.05 RCW. Under
20 RCW 34.05.542(2), a petition for judicial review must be filed with the superior court in Thurston
21 County or the petitioner's county of residence or principal place of business. The petition for
22 judicial review must be served on the Public Disclosure Commission and any other parties within
23 30 days of the date that the Public Disclosure Commission serves this final order on the parties.
24 The Respondent is not required to ask the Public Disclosure Commission to reconsider the final
25 order before seeking judicial review by a superior court.

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1 The Commission will seek to enforce its final order in superior court under RCW
2 42.17.395-397, and recover legal costs and attorney's fees, if the penalty remains unpaid and no
3 petition for judicial review has been filed under chapter 34.05 RCW.

4 DATED THIS 6th day of June, 2000.

5 FOR THE COMMISSION:

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7 
8 VICKI RIPPIE, Executive Director